

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA**

**FIVE STAR ACADEMY, INC.,
And
TONY DEMARCO WEST,
*Plaintiffs,***

Case No.: 6:21-cv-00011-EKD

v.

NOTICE OF ACCEPTANCE

**TESLA, INC. d/b/a Tesla Motors, Inc.,
*Defendant.***

PLAINTIFFS' NOTICE OF ACCEPTANCE UNDER RULE 68(a)

Now into court, through undersigned counsel, comes Plaintiffs Five Star Academy, Inc., and Tony DeMarco West, and accepts the Offer of Judgment propounded by Defendant Tesla under Federal Rule Civil Procedure 68 (a). (See, Exhibit 1). Undersigned counsel has provided notice to Defense counsel that Defendant's Offer of Judgment was accepted, and by filing this Notice of Acceptance through the Western District of Virginia ECF system, service of this Notice of Acceptance will be provided to Defendant. Pursuant to Federal Rule of Civil Procedure 68 (a), Plaintiffs request that judgment be entered for the agreed-upon sum.

Respectfully submitted,

Five Star Academy
Tony DeMarco West

By: /s/ James B. Feinman
James B. Feinman

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Counsel for Plaintiffs

CERTIFICATE OF SERVICE

I hereby certify that the Plaintiffs' Notice of Acceptance under Rule 68 (a), filed through the ECF system on April 22, 2021, will be sent electronically to the registered counsel as identified in the Notice of Electronic Filing.

/s/ James B. Feinman

Of Counsel